

ROADS ARE AT FAULT

Lines Accuse Each Other of Holding Cars Too Long.

CLEARING HOUSE SUGGESTED

Inefficient Handling of Transportation Facilities Causes Great Loss to Western Grain Men—Commissioner Prouty Blames Railways—Says Congress Can Prevent Trouble.

Chicago, Dec. 21.—The following plans were suggested by railroad witnesses before Interstate Commerce Commission Harlan and Lane here today to remedy the freight car famine throughout the country:

A car clearing house, including every railroad in its membership, that freight cars may be at home on any line and available for use whenever and wherever unloaded.

An increase in the per diem charge to railroads for retaining foreign cars beyond a specified time limit.

Adoption of a reciprocal demurrage law requiring railroads to pay a penalty for refusal to furnish cars to shipper within a reasonable time from the date on which they are ordered.

Reduction of the free time allowed shippers to unload cars.

Improved terminals in districts where traffic congestion exists.

Railroads Increase Facilities.

Sharon Thompson, of the Railway News Bureau, told the commissioners that the Chicago railroad increased their car capacity 33.3 per cent, the number of their locomotives 47.3 per cent, and the traction power of their lines 99 per cent between 1900 and 1905.

Secretary George W. Hotchkiss, of the Illinois Lumber Dealers' Association, said that the lumber dealers have less trouble in getting cars than in getting them moved after they are loaded.

A. L. Berry, of the Berry Coal and Coke Company, supplemented this statement with the assertion that it takes his company from ten to twenty days to get a loaded car out of a terminal point.

"The Pennsylvania," he added, "has not furnished cars to small coal dealers for months, but fill orders of large miners in Pennsylvania."

Commissioners Harlan and Lane adjourned the hearing late this afternoon and left for Washington to-night.

Grain Men Lose Heavily.

Kansas City, Mo., Dec. 21.—Grain men in Western Kansas and Oklahoma, and shippers in the South have gone out of business because the railroads have been unable, or have refused to handle their shipments.

Hundreds of thousands of dollars have been lost in various communities in this region during the past two months, and greater losses are yet to come. Kansas City has suffered a decline of 6,000 carloads of grain on last year's figures. This decrease will be larger before the year ends.

Farmers are offering grain at ruinous prices, but cannot find takers. Meanwhile there are hundreds of empty cars tied up by incompetent railway management in the yards of Kansas City and smaller towns in Kansas, Oklahoma, and Texas.

Prouty Blames Railways.

This was what was shown at the hearing of the Interstate Commerce Commission, which closed a two days' session today. Commissioner Prouty, who conducted the hearing, said that there was no question but what the railroads are to be blamed for the lack of transportation facilities. He took occasion, however, to censure shippers, and said shortage was in a measure due to the fact that small dealers rely upon the railroads to furnish cars to do the work they themselves should do by maintaining elevators and storage yards.

It developed that several roads were willing to furnish extra cars for shippers, but that they would not allow their cars to be loaded for foreign points. Some action by Congress providing for an interchange of cars, Mr. Prouty believes, would prevent a recurrence of the present trouble.

MISS DAVIE IS SET FREE.

Released from Western Hospital for Insane Under \$1,000 Bond.

Special to The Washington Herald.

Staunton, Va., Dec. 21.—Miss Ethel Davie, who for the last seven years has been confined in fourteen or fifteen hospitals for the insane, was today released from the Western State Hospital here upon \$1,000 bond, Col. H. H. Wayt and Grace D. Curry becoming her security. She will be attended by a special nurse, Miss Lucy Lewis, and is temporarily at the Palmer House in Staunton.

Miss Davie belongs to one of the best families of Virginia, and is a very accomplished young woman. She is represented by two of the leading members of the Staunton bar, Col. H. H. Wayt and Charles Curry. Her case has created a great deal of interest here.

Arrange for Week of Prayer.

Special to The Washington Herald.

Rockville, Md., Dec. 21.—The Baptist, Methodist, and Presbyterian churches of this town have united in making a programme for a week of prayer, to be held in the different churches, beginning Sunday, January 6, 1907. The ministers who will take part are Revs. T. H. Campbell, E. L. Woolk, R. C. Moseley, J. Preston Lewis, and J. C. Coppenhaver.

Elks Plan \$50,000 Building.

Special to The Washington Herald.

Clarksburg, W. Va., Dec. 21.—Clarksburg Lodge of Elks has decided to erect a building at Clarksburg to cost not over \$50,000. It will be five stories, of brick and steel. The first and second stories will be used for business purposes, and the third, fourth, and fifth for lodge and club rooms for the Elks.

Miss Lottie Eleanor White to Wed.

Special to The Washington Herald.

Rockville, Md., Dec. 21.—Announcement has been made of the coming wedding of Miss Lottie Eleanor White, daughter of ex-County Commissioner and Mrs. Lawrence A. White, of Dickerson, this county, to Frederick A. Jones, of New York, a former resident of Dickerson.

Religious Editor Resigns.

Baltimore, Md., Dec. 21.—Dr. Liston H. Pearce, editor and business manager of the Baltimore Methodist, has resigned from the management of the paper, the resignation to take effect on January 1. Failing health is the cause.

Admitted to Maryland Bar.

Special to The Washington Herald.

Rockville, Md., Dec. 21.—The Court of Appeals at Annapolis have admitted Charles Norman Boule and William F. Prettyman, of this town, to the practice of law.

JUDGE GRAPPLES ASSASSIN.

Escapes Shot at Close Range and Beats Down His Assailant.

Chicago, Dec. 21.—A desperate effort was made today to assassinate Judge Charles S. Cutting, of the Probate Court, the assassin being Frank P. Ellerbrock, of 810 North California avenue. Ellerbrock is believed to be insane.

As the judge entered the Criminal Court building on his way to his chambers, Ellerbrock, who was standing in the hallway, stepped forward and when within two feet of Judge Cutting drew a revolver and fired.

Judge Cutting instantly turned and struck his assailant a heavy blow in the face, almost knocking him down. Before Ellerbrock could recover Judge Cutting grabbed him by the throat and threw him backward over a steam radiator, where he held him, despite the man's desperate efforts to escape.

Deputy Sheriff Broderick and Wilson, who had heard the shot, hastened to the assistance of Judge Cutting and wrested the revolver from Ellerbrock. Ellerbrock has frequently been about the Probate Court, and for some time has labored under the hallucination that he had been deprived of his rights to share in the estate of his sister, who died several years ago. He claimed that the estate had been closed up without proper notice to him, and has repeatedly appealed to Judge Cutting to reopen the case.

INSURANCE HEADS ORGANIZE

Association Formed to Reduce Expenses of Life Companies.

Perkins Spends Another Hour with Grand Jury—Metropolitan Will Accept No More Negro Risks.

New York, Dec. 21.—A meeting of presidents and officials of life insurance companies to form "an association of life insurance presidents" was held in this city today. President Paul Morton, of the Equitable Life Assurance Society, was chosen chairman, and Thomas A. Buckner, second vice president of the New York Life, was elected secretary. There was a general discussion of the meeting in pursuance of which the meeting was called, and it met with general favor.

The meeting adjourned until December 23, when the proposed constitution and by-laws, which were drafted today, will be acted upon.

Regarding the meeting and its purpose, Mr. Morton said: "The presidents of about thirty companies were invited to be present, and twenty-four attended. Expenses are to be reduced where possible, and waste eliminated. The association will publicly present its views to lawmakers and all others wishing light and information on life insurance matters."

The grand jury spent another entire day today investigating the management of the New York Life Insurance Company. It was after 5 o'clock this afternoon when the grand jury adjourned, and it was said that a lot of important evidence had been presented by District Attorney Jerome M. Perkins was questioned again for nearly an hour.

The grand jury will not meet again until next Wednesday. Should any action be taken by the grand jury it will be reported to Recorder Goff in General Sessions on Friday.

The Metropolitan Life Insurance Company, which at the present time carries more than a million dollars of risks on negro policy holders, has issued instructions to its agents, that after January 1 they are to accept no applications from negroes.

The superintendent's instructions to the local agents say that "the increased death rate among the negroes" is the reason why the company will refuse to accept future risks on negroes. The agents say this is not the sole reason for the company's action. They say that the negroes, most of whom have industrial policies with premiums of from 15 to 35 cents a week, frequently allow their policies to lapse, but renew them after a brief time. They say that the agents have made a certain percentage, which the company would have received if the policies had not lapsed.

After January 1 all policies held by negroes, if allowed to lapse, will be canceled.

LINER GOING TO PIECES.

Princess Louise in Dangerous Position—Other Ships on Rocks.

Kingston, Jamaica, Dec. 21.—The steamship Princess Louise, Victoria Louise, which went on the rocks under the Port Royal lighthouse last Sunday night, lies in a very dangerous position, and there is now a depth of twelve feet of water in her hold.

The German steamship Bradford, which went ashore yesterday in St. Ann's Bay, has been pulled off by the steamship Delta. The Corinth is still ashore on Grand Cayman Island and the Premier is still assisting her.

Prosperity in Australia.

Sydney, N. S. W., Dec. 21.—The Premier, the Hon. Alfred Deakin, announces that, owing to the prosperity in all industries and the buoyant state of the financial resources, reductions involving an amount of \$750,000 would be made in freight rates and fares. The total annual saving to the taxpayers will be \$1,500,000.

Accepts Call to Rockville.

Special to The Washington Herald.

Rockville, Md., Dec. 21.—Rev. J. Preston Lewis, of Norfolk, Va., has accepted a call to the pastorate of the Christian, or Disciples' church, at this place. He will also supply the churches at Redland and Hyattstown, this county. Mr. Lewis has an excellent reputation as a preacher and evangelist.

Holiday Recess at St. John's.

Special to The Washington Herald.

Annapolis, Md., Dec. 21.—St. John's College, the military institution, closed today for the Christmas and New Year's holidays. The students will return to their studies January 3.

\$150,000 Fire at Greensburg.

Greensburg, Pa., Dec. 21.—Fire to-night destroyed the Westernland Grocery Company and Ludwick Supply Company. Loss, \$150,000.

An aquarium with goldfishes makes Christmas present.

Special to The Washington Herald.

Baltimore, Md., Dec. 21.—Schmidt's Bird Store, 713 12th st.

NO-KALON

PHONE WINE CO. 614

M 998-14th ST.

Special Christmas Case.

22 Quarts Choice \$4.98

12 Quarts Choice \$4.98

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LEAVES DEATH HOUSE

Patrick Is Removed from Murderers' Row.

STILL QUESTION HIS SANITY

Slayer of Millionaire Rice Maintains His Mind Is Sound, but Warden of Sing Sing Says Different—No More Luxuries in the "Lifers" Cell. Must Go Through a Regular Task.

New York, Dec. 21.—"Patrick is as sane as an ox," said Warden Johnson, of Sing Sing prison, today, in answer to a question relative to the mental state of the prisoner under his charge, who has resented the commutation by the governor of his sentence of death to life imprisonment. The warden contented himself with this statement and would not commit himself further.

Friends and counsel of Albert T. Patrick, who have been in communication with the prisoner recently, were strong in their denial of the report that the man who has just been removed from the shadow of death was mentally deranged. "The remark attributed to Gov. Higgins to the effect that Patrick must be careful in his criticism of the action taken in commuting his sentence, or he would go to Mattawan, is the sole basis for the groundless rumor that Patrick's mind had broken under the strain of four years in the death house at Sing Sing," said one of the firm of Black, Olcott, Gruber & Bonyne, Patrick's attorneys to-day.

"Patrick is absolutely sane," said his counsel to-day, "he has always been above the average in mentality, and he is still so. We have been in constant correspondence with him, and his letters show what kind of a mind he has. He is a keener lawyer now than when he went into prison. The prison life may have hurt him physically, but it has not affected his mind one whit."

Says He Is Disappointed.

When Patrick learned this morning that the report had got abroad that he was presumably insane, he was extremely excited, and cried out: "I am not insane, I am not insane, and they know it!"

When the jailers of the death house came to tell him to prepare for his removal to a cell among the "lifers," Patrick seemed anxious to give out an interview, but later, when he had been removed from the death cell, he changed his mind and refused to see any reporters. He wrote a letter addressed to his wife, which he asked the warden to show to the reporters of the papers. This, Patrick said, should be considered as a statement from him to the public.

In the letter Patrick said he was disappointed because he had not secured his freedom. He announced that he would make a formal protest against his imprisonment for life, and then comply quietly with the decision of the governor's officers. He admitted that he had applied to the governor for a free pardon, on the advice of his attorneys, and said he would renew this petition to Gov. Hughes.

Patrick began the writing of the letter in cell No. 7 in the death house, and finished it in his new quarters, No. 104, gallery 22. The order from the governor commuting his sentence to life imprisonment arrived at the prison at noon.

When Patrick stepped out of his cell and walked down "murderers' row," he was accompanied by his attorneys, who were condemned to die came to their grated doors and watched him go by. Some offered to shake hands with him, but he refused.

Ocean Steamships.

New York, Dec. 21.—Arrived: Hamburg, from Genoa, December 21, Kaiser Wilhelm II, from Bremen, December 21, La Provence, from Havre, December 21.

Arrived: Kaiserin Augusta Victoria, at Hamburg, from New York, via Cebu, at Liverpool, from New York, via Bremen, at Havre, from New York, via Antwerp, from New York.

Sailed out from foreign ports: Cadix, from Naples, from New York.

and congratulated him on his escape from death; others watched him pass in silence, grudging a word of cheer in the bitterness of their envy. Patrick was the "dean" of "murderers' row."

No More Luxuries.

During his long incarceration in the death house he has had a large, roomy cell, has had the use of all the books and papers he desired, and has enjoyed frequent visits from his wife. In the main prison he will be cooped up in the ordinary narrow cell, his reading will be confined to an occasional book from the library, and, according to the prison rules, the visits of his wife will be less frequent than formerly.

Patrick has also been supplied by the warden with excellent meals; but hereafter he will have to be satisfied with the regular prison fare. The 1,300 convicts in Sing Sing prison are marched to and from the workshops in squads, and Patrick will be a member of one of these squads.

Patrick has insisted upon directing his own case, and of the many legal advisers he has had, including David B. Hill, he has disagreed with them all. His attitude now in refusing to accept Gov. Higgins' action in commuting the death sentence as a final disposition of his case is in line with the position he has taken from the first, that he would accept anything but his absolute freedom.

Those who feel friendly toward Patrick say they think he is making a mistake in preparing for a further legal fight at this time in an effort to secure his freedom.

WORK OF APPEALS COURT.

Opinions Are Handed Down in a Number of Maryland Cases.

Special to The Washington Herald.

Annapolis, Md., Dec. 21.—Proceeding in the Court of Appeals to-day were as follows:

No. 61. The Di Giorgio Importing and Steamship Company of Baltimore City against the Pennsylvania Railroad Company; appeal from the Baltimore City court; judgment affirmed.

No. 62. Jacob Cohen and Louis Cohen against Elizabeth Numan and others; appeal from the Circuit Court for Baltimore County; decree affirmed.

No. 63. Amelia K. Koenig and others against Edward L. Ward and others; appeal from the Circuit Court for Baltimore County; order reversed, with costs and the administration account ratified by the order reversed; the appellee being directed to restate the account in conformity with the order.

No. 64. Annapolis, Washington and Baltimore Railroad Company against the State of Maryland; use of Class 12, Block, appeal from the Circuit Court for Anne Arundel County; judgment reversed without awarding a new trial.

No. 76. The regents of the University of Maryland against the trustees of the City of Baltimore; appeal from the Circuit Court of Baltimore City; decree affirmed.

No. 77 and 78. The mayor and city council of Baltimore against the State of Maryland and the trustees of the City of Baltimore; judgment reversed.

No. 79 to 83. The Thomas C. Basher Company and others against Edward C. Carrington, Jr., et al.; appeal from the Circuit Court of Baltimore City; judgment affirmed.

No. 84 to 88. The United Electric Light and Power Company, and Carmine against Bowen, et al.; appeal from the Circuit Court of Baltimore City; judgment affirmed.

The court has fixed an additional rule, to be known as Rule 11. It provides that no person but a bona-fide resident of the State shall be allowed to take the examination for admission to the bar, and that no person under twenty-one years of age shall be allowed to take the examination.

The court adjourned until the second Monday in January, 1907, when argument in cases on the January docket will be taken up.

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